

FILED

United States of America
Middle District of Florida
Tampa Division

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U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA

United States of America

Vs.

Sami Amin Al-Arian, et al.

Case No. B:03-CR-77-F30-TBM

Defendant Sami Amin Al-Arian's Pro Se
Motion to Request Faxes as Alleged in
Overt Acts 192, 227, and 243

Comes now the defendant, Sami Amin Al-Arian,
in Pro Se, and moves this Honorable Court
to compel the government to immediately produce
the faxes in overt acts 192, 227, and 243.

Notwithstanding the Court's most recent
order, the defendant respectfully urges the Court
to reconsider the order and grant the faxes
in the 3 overt acts for the following reasons:

- 1) The faxes in overt acts 192, 227, and 243
are central to the defendant's appeal for
the denial of bond.
- 2) These faxes are the most recent, with faxes
in overt acts 192 and 243 being part of
the travel acts in Counts 26 and 39
respectively against the defendant.

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- 3) Judge Pizzo's order of denial of bond was based, at least in part, on overt act 227 (see Magistrate's order of April 10, 2003, pp. 12-13.)
- 4) Using the government's index, these taxes are categorized as part of index E in Bates # 30001-300150.
- 5) The Court has determined that the order of discovery review shall be the financial documents, followed by the 1995 and 2003 search and seizure material. This material (in index B) is in 242 pages with thousands of documents, video and audio tapes, and computer hard drives that would have to be reviewed and inspected.
- 6) Given the order of discovery review, the opportunity to review the taxes may not occur for several months, thereby jeopardizing the defendant's bond appeal.
- 7) Producing the taxes in these 3 overt acts should not impose any hardship on the government since the total number of pages for all three overt acts would not exceed 5 or 6 pages.

Wherefore, the defendant prays that the Honorable Court will immediately order the government to produce the taxes in the above 3 overt acts.

Date: August 10, 2003
Coleman Federal Prison

Respectfully Submitted
Sami A. Arian
Sami A. Arian